



**III. Jury Demand**

Was a Jury Demand made in State Court? ☐ Yes ☐ Yes, but rescinded ☒ No

Requesting Party(ies)	Date of Request

**IV. Complaints, Counter-Claims, Cross-Claims, Third Party Complaints, and Intervenor Complaints**

List all complaint-type documents (Complaints, Amended Complaints, Counter-Claims, Amended Counter-Claims, Cross-Claims, Amended Cross-Claims, Third-Party Complaints, Amended Third-Party Complaints, Intervenor Complaints, and Amended Intervenor Complaints) filed in State Court. Indicate filing party(ies), against whom, and date filed.

Complaint-Type Document(s)	Filing Party(ies)	Against Whom	Date Filed
Petition	Plaintiffs	Defendants	04/24/2020

**V. Unserved Parties**

List parties not served at time of case removal.

Unserved Party(ies)	Reason(s) for No Service
(1) William Barr	Insufficient service under Fed. R. Civ. 4(i)
(2) Jim Felte	Insufficient service under Fed. R. Civ. 4(i)
(3) Gregory Frizzell	Insufficient service under Fed. R. Civ. 4(i)
(4) Michael Gans	Insufficient service under Fed. R. Civ. 4(i)
(5) Scott S. Harris	Insufficient service under Fed. R. Civ. 4(i)
(6) Jacob Levitan	Insufficient service under Fed. R. Civ. 4(i)

**VI. Answer**

Was an Answer made in State Court? Yes ☐ No ☒

If **Yes**, indicate document answered, filing party(ies), and date filed.

Document Answered	Filing Party(ies)	Date Filed

**VII. Nonsuited, Dismissed or Terminated Parties**

List party(ies) nonsuited, dismissed or terminated from the State Court action. Indicate date of termination/dismissal.

<u>Nonsuited, Dismissed or Terminated Party(ies)</u>	<u>Date Terminated/Dismissed</u>
<u>None</u>	<u></u>
<u></u>	<u></u>
<u></u>	<u></u>

**VIII. Remaining Claims of the Parties**

List all pending complaint-type documents from Section IV. Indicate filing party(ies), against whom and date filed.

<u>Pending Complaint-Type Document(s)</u>	<u>Filing Party(ies)</u>	<u>Against Whom</u>	<u>Date Filed</u>
<u>Petition</u>	<u>Plaintiffs</u>	<u>Defendants</u>	<u>04/24/2020</u>
<u></u>	<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>	<u></u>

**IX. Pending Motions**

List all contested pending motions. Indicate filing party(ies) and date filed.

<u>Pending Motions</u>	<u>Filing Party(ies)</u>	<u>Date Filed</u>
<u>Motion to Dismiss</u>	<u>William Barr, Jim Felte, Gregory Frizzell,</u>	<u>May 22, 2020</u>
<u></u>	<u>Michael Gans, Scott S. Harris and</u>	<u></u>
<u></u>	<u>Jacob Levitan</u>	<u></u>

Removing Party(ies): William Barr, Jim Felte, Gregory Frizzell, Michael Gans, Scott S. Harris and Jacob Levitan

Attorney Signature: s/ Rachael F. Zintgraff

Printed Name: Rachael F. Zintgraff

OBA Number: 31597

Law Firm: Assistant United States Attorney

Address: 110 West 7<sup>th</sup> St., Suite 300

City, State, Zip Code: Tulsa, Oklahoma 74119

10-Digit Phone Number: 918-382-2700

Facsimile: 918-560-7948

Email Address: Rachael.Zintgraff@usdoj.gov

## CERTIFICATE OF SERVICE

I hereby certify that on the 22<sup>nd</sup> day of May, 2020, I served the same document by:

☒ U.S. Postal Service      ☐ In-Person Delivery      ☐ Courier Service      ☐ Email

on the following, who are not registered participants of the ECF System:

Name(s) and Address(es):

Shirley Dione Webster  
PO Box 217 HC 61  
Lenepah, OK 74042

Dwayne Marvin Garrett  
395241 West 3000 Road  
Ochelata, OK 74051

s/ Michelle Hammock

Michelle Hammock  
Paralegal Specialist